

Appl. No. 09/815,393

**APPENDIX****VERSION WITH MARKINGS TO SHOW CHANGES MADE****In the Specification:**

The first paragraph on page 11 has been amended as follows:

Referring to FIG. 3b, an RF exciter device 60 for generating RF signal 46 is illustrated. RF exciter 60 includes a radio frequency generator 62 for generating RF signal 46 at a predetermined frequency and an RF amplifier 64 for amplifying the output from the radio frequency generator. The sensitivity of amplifier 64 may be controlled using gain adjustment ~~62-66~~ coupled to the amplifier. The output of RF amplifier 64 is provided to transmit antenna 68 which transmits RF signal 46. Transmit antenna 68 of RF exciter 60 is preferably placed in relatively close proximity to marker 30c, with appropriate gain adjustment of RF amplifier 64 being achieved by control gain adjustment 66 until a suitable return signal is absorbed from detector 34", discussed below and illustrated in FIG. 8.

**In the Claims:**

Claims 32-34, 68, 70, 75, 78, 80, 88, 94, 95, and 97 have been amended as follows:

32. (Amended) A tissue anchor comprising:

- a. an elongate tube having a central bore, a closed distal end and a proximal end, wherein said tube has at least one aperture adjacent spaced proximally from said distal end;
- b. an elongate member having a portion sized for receipt and axial movement in said central bore between a first position and a second position, wherein said elongate member includes a longitudinal axis and at least one anchor member attached to said portion; and

- c. wherein said at least one anchor member is configured and positioned so that when said portion is in said first position said at least one anchor member is at least partially received in said elongate tube and when said portion is in said second position said at least one anchor member projects through said at least one aperture and extends transversely relative to said longitudinal axis.
- 33. (Amended) A tissue anchor according to claim 32, ~~further~~ wherein said elongate tube has an outside diameter ranging from 0.5mm to 12mm.
  - 34. (Amended) A tissue anchor according to claim ~~32~~33, wherein said outside diameter ranges from 1mm to 3mm.
  - 68. (Amended) A tissue anchor according to claim 32, wherein the closed distal end of the elongate tube is adapted to be advanced into a volume of tissue to position the at least one anchor member for stabilizing deployment into the tissue.
  - 70. (Amended) A tissue anchor according to claim ~~69~~32, wherein said at least one anchor member extends distally beyond a distal end of the elongate member when the elongate member is in its first position.
  - 75. (Amended) A tissue anchor for stabilizing a tissue mass for surgical excision, comprising:
    - a. an elongate tube having a distal end adapted to be advanced into the tissue mass, a central bore, a wall, and a plurality of apertures extending through the wall;
    - b. a manually controllable actuator carried by the elongate tube and comprising an elongate member sized for a close sliding fit within the central bore of the elongate tube, the actuator being moveable with respect to the elongate tube between a first position and a second position; and

- c. a plurality of manually deployable anchor members, with one anchor member being associated with each aperture of the elongate tube, each of the anchor members being operatively connected to the actuator such that each anchor member assumes a retracted position when the actuator is in its first position and each anchor assumes an extended position when the actuator is in its second position, each anchor member in its retracted position having a major portion received within the central bore of the elongate tube, each anchor member in its extended position projecting outwardly from its associated aperture and assuming a curved configuration to facilitate stabilization of the tissue mass.

78. (Amended) A tissue anchor according to claim ~~77~~75, wherein the actuator further comprises a ring carried adjacent a proximal end of the elongate member.

80. (Amended) ~~A tissue anchor according to claim 75, wherein the actuator comprises for stabilizing a tissue mass for surgical excision, comprising:~~

- a. an elongate tube having a distal end adapted to be advanced into the tissue mass, a central bore, a wall, and a plurality of apertures extending through the wall;
- b. a manually controllable actuator carried by the elongate tube and comprising an elongate member slidably received within the central bore of the elongate tube, the actuator being moveable with respect to the elongate tube between a first position and a second position; and
- c. a plurality of manually deployable anchor members, with one anchor member being associated with each aperture of the elongate tube, each of the anchor means being attached to the elongate member for movement therewith such that each anchor member assumes a retracted position when the actuator is in its first position and each anchor assumes an extended position when the actuator is in its second position, each anchor member in its retracted position having a major portion received

within the central bore of the elongate tube, each anchor member in its extended position projecting outwardly from its associated aperture and assuming a curved configuration to facilitate stabilization of the tissue mass.

88. (Amended) A method of stabilizing a tissue mass using the tissue anchor of claim 83, comprising:
  - a. with the rod in its first position, advancing the distal end of the elongate tube into the tissue mass;
  - b. thereafter, advancing the rod distally to its second position, thereby forcing the anchor members outwardly from the elongate tube and into the tissue mass to stabilize the tissue mass; and
  - c. thereafter, drawing the tissue anchor proximally to apply tension to the tissue mass.
94. (Amended) A method according to claim 9293, wherein stabilizing the tissue mass includes drawing the tissue anchor proximally, thereby tensioning the tissue mass.
95. (Amended) A method according to claim 9293, further comprising leaning the elongate tube and the elongate rod after the anchor members are deployed in the tissue mass to facilitate surgical removal of the tissue mass.
97. (Amended) A method according to claim 9596, further comprising drawing the tissue anchor proximally after deploying the anchor members, thereby tensioning the tissue mass.